

27123

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PATENT

Docket No. 1232-4743

Notice of Allowance Dated September 21, 2005

RECEIVED
CENTRAL FAX CENTERIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DEC 06 2005

Applicant(s): Takashi SAKAI

Group Art Unit: 2622

Serial No.: 09/915,598

Examiner: LEE, Cheukfan

Filed: July 26, 2001

Confirmation No.: 6755

For: IMAGE PROCESSING APPARATUS, IMAGE PROCESSING METHOD
AND RECORDING MEDIUM

Mail Stop Issue Fee
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

CERTIFICATE OF FACSIMILE TRANSMISSION

Sir:

I hereby certify that the following items:

1. Applicant's Comments On Examiners Amendment (2 pages)

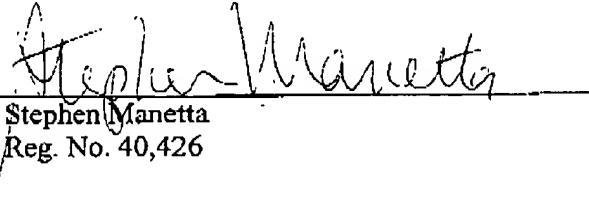
is/are being transmitted pursuant to 37 C.F.R. §1.8 by facsimile on the date indicated below, to:

Examiner Cheukfan LEE
 Group Art Unit: 2622
 Tel. No.: (571) 272-7407
 FAX No.: (571) 273-8300

Transmission Total: 3 pages (including this cover sheet).

Respectfully submitted,
 MORGAN & FINNEGAN, L.L.P.

By:


 Stephen Manetta
 Reg. No. 40,426

Dated: December 6, 2005

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APPLICANT'S COMMENTS ON EXAMINER'S AMENDMENT

A Notice of Allowance and Fees Due was issued on September 21, 2005. The Issue Fee, due December 21, 2005, has not yet been paid.

An explanation regarding the Examiner's Amendment which was authorized by the undersigned was provided in the Notice of Allowability accompanying the Notice of Allowance and Fees Due (see page 2, ¶1, thereof).

While the amendment itself is accurate, Applicant nonetheless would like to provide the following comments for clarification of the record.

Specifically, on page 2, ¶1 of the Notice of Allowability, the Examiner states that:

...Mr. Manetta was informed that claims 16, 19, 20 and 7 when interpreted properly do not contain allowable subject matter. Mr. Manetta agreed to cancel claim 16 and its dependent claims 19 and 10 [sic], and to amend claim 7 by adding the limitation of its dependent claim 8, which clearly recite the intended invention feature, the setting of different dummy signal accumulation periods for the respectively colors.

On September 7, 2005, the undersigned on behalf of Applicant, authorized for purposes of expediting allowance the cancellation of rejected claims 16, 19 and 20 and the amendment of claim 7. Applicant however, did not agree with the characterization that the canceled claims "when interpreted properly do not contain allowable subject matter" and in fact respectfully had traversed such characterization.

Also, Applicant would like to take the opportunity to point out an apparent typographical error in the incorrect reference to claim 10 being canceled in the above quoted paragraph. Claim 20 is the claim which Applicants authorized to be canceled.

PATENT
USSN: 09/915,598

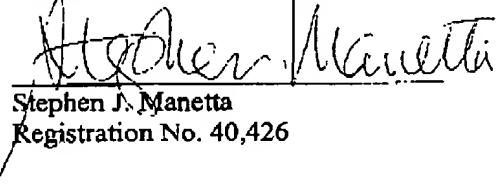
Docket No.: 1232-4743AUTHORIZATION

While no fees are believed necessary for this Amendment, should any fees be required for this paper, the Commissioner is hereby authorized to charge any additional fees which may be required for this Amendment, or credit any overpayment, to Deposit Account No. 13-4500, Order No. 1232-4743.

Dated: December 6, 2005

By:

Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.


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